IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1333 of 2004

IN

WRIT PETITION NO. 3468 OF 2004

Shri Tanu Laxman Kansare .. Applicant

versus

M/s.Hindustan Spg. & Weaving Mills Ltd. .. Respondents

...

Mr.S.N. Deshpande for the applicant.

Mr.Shyam Mehta with Mrs.Shobha Kher for the respondents.

CORAM : B.H. MARLAPALLE,J

DATED : 16th September 2005.

P.C.:

1. Writ Petition no. 3468 of 2004 filed by workmen against its reply was admitted by this Court

on 27th April 2002 and this application in the said petition seeks direction for depositing the amount equivalent to the full back wages and other benefits payable to the petitioner.

2. During the pendency of the petition as well as this Civil Application, the parties have negotiated and arrived at a settlement of the disputes which are subject matter of these proceedings. The employer has agreed to pay lumpsum of Rs.3,55,000/- in full and final settlement and satisfaction of all his claims to the petitioner employee and the petitioner through his learned counsel acknowledges that the has received the said amount at the time of signing the consent terms. The petitioner employee has also made a declaration that he will not be entitled to make any further claim against the respondent for provident fund dues, closure compensation and other retiral benefits etc. The petitioner further has agreed that the settlement amount paid to him is in lieu of his demand for reinstatement and back wages etc as granted or claimed those consent terms have been signed by the petitioner employee as well as the respondent employer and their respective counsel. The consent

terms are marked as "X" for identification. The learned counsel for both the parties pray for disposal of the petition in terms of the said consent terms.

3. Hence, motion is allowed and Civil Application as well as Writ Petition no.3468 of 2004 are hereby disposed of in terms of the consent terms by making the Rule absolute in terms of the consent minutes of the order.

B.H. MARLAPALLE, J